RULES AND ORDERS UNDER ACT XI OF 1878

ARMS

ORDER EMPOWERING THE POLITICAL RESIDENT, ADEN, TO DETAIN ARMS AND AMMUNITION

Notn. No. 3467, J. D., 16th June 1879, B. G., 1879, Pt. I, p. 609 (para. 2).

* * * * * *

His Excellency in Council is also pleased, under Clause 2 of Section 6 of the Indian Arms Act XI of 1878, to empower the Political Resident at Aden to detain arms and ammunition under that section.

EMPOWERING CERTAIN OFFICERS OF THE FOREST DEPARTMENT TO DISARM PERSONS

Notn. No. 6714, J. D., 7th Nov. 1879, B. G., 1879, Pt. I, p. 881, as amended by Notn. No. 9355, R. D., 29th Nov. 1892.

Under Section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned officers of the Forest Department in the Northern Division, Southern Division and in Sind with power to disarm persons going armed without a license, or in contravention of its provisions:—

1. Conservators of Forests.
2. Deputy Conservators of Forests.
3. Assistant Conservators.
4. Extra-Assistant Conservators.
5. Rangers.
6. Foresters.
7. Forest Guards.

EMPOWERING SALT INSPECTORS IN SIND TO DISARM PERSONS

Notn. No. 3049A, J. D., 8th June 1889, B. G., 1889, Pt. I, p. 542.

Under Section 13 of the Arms Act XI of 1878, all Salt Inspectors in Sind are hereby, in virtue of their office, empowered to disarm any person going armed without a license, or in contravention of its provisions.

EMPOWERING OFFICERS, SEPOYS AND PEONS OF THE SALT DEPARTMENT EMPLOYED ON THE GOA FRONTIER TO DISARM PERSONS

Notn. No. 410, J. D., 18th Jan. 1895, B. G., 1895, Pt. I, p. 65.

Under Section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned persons by virtue of their office with power to disarm persons going armed without a license, or in contravention of its provisions :—

Officers, sepoys and peons of the Salt Department employed on the Goa Frontier.

EMPOWERING OFFICERS, SEPOYS AND PEONS OF THE SALT DEPARTMENT EMPLOYED ON THE NORTHERN FRONTIER TO DISARM PERSONS GOING ARMED WITHOUT A LICENSE

Notn. No. 4082, J. D., 11th Aug. 1905, B. G., 1905, Pt. I, p. 1036.

Under Section 13 of the Indian Arms Act (XI of 1878), His Excellency the Governor in Council is pleased to invest the undermentioned

persons by virtue of their office with power to disarm persons going armed without a license or in contravention of its provisions :—

Officers, sepoys and peons of the Salt Department employed on the Northern Frontier.

ORDER SPECIALLY EXTENDING SECTION 15 TO ADEN

Notn. No. 3467, J. D., 16th June 1879, B. G., 1879, Pt. I, p. 609 (para I).

Under Section 15 of the Indian Arms Act, 1878, the Honourable the Governor in Council is pleased, with the previous sanction of the Governor General in Council, to extend specially the said section to Aden.

ORDER SPECIALLY EXTENDING SECTION 15 OF THE ACT TO CERTAIN PLACES

Notn. No. 391, J. D., 18th Jan. 1893, B. G., 1893, Pt. I, p. 42.

Whereas doubts have arisen whether some of the places specified below* which are mentioned in the first paragraph of Notification No. 1112, dated the 19th February 1878, as corrected by Government Resolution No. 4378, dated the 13th August 1890, and described as places to which the provisions of Act XXXI of 1860 (not excepting Section 32) applied in full are in fact places to which Section 32, clause 2, of the said Act applied at the time that Act XI of 1878 came into force, it is hereby notified, with the previous sanction of the Governor General in Council, that Section 15 of Act XI of 1878 is specially extended to all of the said places (if any such there be) to which Section 32, clause 2, of Act XXXI of 1860 did not actually apply at the time that Act XI of 1878 came into force.

Note.—Government Notification No. 1112, dated 19th February 1878, as corrected by Government Resolution No. 4378, dated 13th August 1890, was republished in Government Notification No. 4379, dated 13th August 1890 (*B. G. G.*, 1890, Pt. I, p. 868), which Notification as amended by Notification No. 5632, dated 14th October 1890 (*B. G. G.*, 1890, Pt. I, p. 1016), is as below :—

The Governor in Council is pleased to republish Government Notification No. 1112, dated 19th February 1878, with the additions attached to it by Government Resolution No. 4378, dated 13th August 1890.

> "It is hereby notified, for general information, that the provisions of Act XXXI of 1860 (relating to the manufacture, importation and sale of arms and ammunition and for regulating the right to keep and use the same, and to give the power of disarming in

* Town and Island of Bombay. Districts of Ratnagiri, Poona, Ahmednagar, Satara, Belgaum, Dharwar.
District of Sholapur in the following talukas only :—
(*a*) Pandharpur, (*b*) Sangola.
District of Bijapur (lately Kaladgi) in the following talukas only :—
(*a*) Bijapur, (*b*) Bagalkot, (*c*) Badami, (*d*) Hungund.
District of Kanara in the following talukas only :—
(*a*) Supa, (*b*) Yellapur, (*c*) Karwar, (*d*) Sirsi, (*e*) Siddapur.
District of Nasik in the following talukas only :—
(*a*) Nasik, (*b*) Igatpuri, (*c*) Dindori, (*d*) Sinnar, (*e*) Niphad, (*f*) Yeola, (*g*) Chandor

certain cases), as modified by Act VI of 1866, are in force in the following places, districts and portions of districts :—

Town and Island of Bombay.
District of Ratnágiri.
,, Poona
,, Ahmednagar.
,, Sátára.
,, Belgaum.
,, Dhárwár.
District of Sholápur, in the following talukas only :—
(*a*) Pandharpur.
(*b*) Sangola.
District of Kaládgi, in the following tálukas only :—
(*a*) Bijápur.
(*b*) Bágalkot.
(*c*) Bádámi.
(*d*) Hungund.
Kánara, in the following tálukas only :—
(*a*) Supa.
(*b*) Yellápur.
(*c*) Kárwár.
(*d*) Sirsi.
(*e*) Siddápur.
Násik, in the following tálukas only :—
(*a*) Násik.
(*b*) Igatpuri.
(*c*) Dindori.
(*d*) Sinnar.
(*e*) Niphád.
(*f*) Yeola.
(*g*) Chándor.

"2. And that the provisions of Act XXXI of 1860 (relating to the manufacture, importation and sale of arms and ammunition, and for regulating the right to keep and use the same, and to give the power of disarming in certain cases), as modified by Act VI of 1866, are with the exception of the several clauses of Section 32, which apply to the disarmament of any district, in force in the following districts and portions of districts :—

The Province of Sind, *viz.*, the districts of Karáchi, Hyderabad and Shikárpur, Thar and Párkar, and the Upper Sind Frontier.
District of Ahmedabad.
,, Surat.
,, Broach.
,, Kaira.
,, Panch Maháls.
,, Thána.
,, Kolába.

District of Násik, in the following tálukas only :—
(*a*) Málegaon.
(*b*) Nándgaon.
(*c*) Báglán.
(*d*) Kalvan.
District of Kánara, in the following tálukas only :—
(*a*) Kumta.
(*b*) Honávar.
District of Kaládgi, in the following tálukas only :—
(*a*) Indi.
(*b*) Sindgi.
(*c*) Muddebihal.
(*d*) Bagevadi.
District of Sholápur, in the following tálukas only :—
(*a*) Sholápur.
(*b*) Bársi.
(*c*) Mádha.
(*d*) Karmála.

"3. The following officers are empowered to grant licenses under the sections of the Act specified against their names :—

All District Magistrates in their respective Districts, under—
Section 7 to manufacture and deal in arms.
Section 28 to carry arms.
Section 32 to have in possession or to carry arms.

"4. The same powers are exercised by—
The Agent for His Excellency the Governor in the Panch Mahals.
The Political Superintendent, Thar and Párkar Districts.
The Superintendent of the Upper Sind Frontier.
The Commissioner of Police in the Town and Island of Bombay.

"5. All the District Superintendents and Assistant Superintendents of the Police are authorized to exercise in their respective districts the powers specified in sections 14, 15 and 31 of the Act."

ORDER SPECIALLY EXTENDING SECTION 15 TO PEINT TALUKA IN THE NASIK DISTRICT

Notn. No. 8225, J. D., 12th Dec. 1898, B. G., 1898, Pt. I, p. 1160.

In exercise of the power conferred by section 15 of the Indian Arms Act, 1878 (XI of 1878), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased specially to extend the said sections to the Peint Taluka in the district of Nasik.

RULES FOR CARRYING INTO EFFECT THE PROVISIONS OF SECTION 16(4).

Notn. No. 1675, J. D., 20th Feb. 1920, B. G., 1920, Pt. I, p. 570, as amended by Notn. No. 6658, J. D., 19th July 1920.

In exercise of the powers conferred by section 16, sub-section (4), of the Indian Arms Act, 1878 (XI of 1878), as amended by Act XX of 1919, the Governor in Council is pleased to make the following rules for carrying into effect the provisions of the said section, namely :—

1. Every licensed dealer with whom any arms, ammunition or military stores have been deposited shall give to the depositor a receipt and shall maintain a register in the appended Form. A copy of the register, certified as a true copy under the signature of the licensed dealer, shall be forwarded on the last day of each quarter, in the City of Bombay to the Commissioner of Police and elsewhere to the District Magistrate.

2. Arms, ammunition or military stores deposited at police stations shall, if not returned or disposed of within one month from the date of their deposit, be lodged at the head-quarters police stores.

Provided that arms so deposited and previously covered by a license in Form XV, Schedule VII, to the Indian Arms Rules, 1920, may, at the discretion of the District Magistrate, be lodged at the police station at the head-quarters of the táluka in which the police station at which they have been deposited is situated.

3. Subject to the provisions of rule 7 any arms, ammunition or military stores which are not returned or disposed of under section 16 (2) of the Act shall, after the expiration of three years from the date of their deposit, be forfeited to His Majesty.

4. The Commissioner of Police in the City of Bombay and elsewhere the District Magistrate may prescribe fees on payment of which arms, ammunition and military stores shall be periodically oiled, cleaned, etc., at the police station or head-quarters police stores where they are deposited or lodged.

5. Licensed dealers shall not return arms, ammunition or military stores deposited with them to depositors except in the manner and to the extent permitted them for the sale of such arms, ammunition or military stores to such depositors.

6. Licensed dealers shall submit on the 31st December of each year in the City of Bombay to the Commissioner of Police and elsewhere to the District Magistrate, a statement showing the arms, ammunition and military stores that have become liable to forfeiture under rule 3.

7. Arms, ammunition or military stores by a guardian on behalf of a minor may be left in deposit until the expiration of one year from the date of such minor attaining majority, when, if the person entitled to receive them back or dispose of them as prescribed by section 16 (2) of the Act has not taken the requisite action, they shall be forfeited to His Majesty.

FORM.

Date of Deposit.	Description (No., etc.) of arms, ammunition or military stores.	Name and address of the depositor.	Date when due for forfeiture.	Date and method of disposal.	Remarks.
1	2	3	4	5	6

DIRECTING THAT CERTAIN EXEMPTED PERSONS SHALL REGISTER FIREARMS IN THEIR POSSESSION IN VIRTUE OF THE EXEMPTION AND PRESCRIBING THE FORMS OF REGISTRATION.

Notn. No. 7226, J. D., 2nd Aug. 1920, B. G., 1920, Pt. I, p. 2306.

In exercise of the powers conferred by proviso (*b*) to rule 3 (*1*) of the Indian Arms Rules, 1920, and in supersession of all previous orders on the subject, the Governor in Council is pleased to direct that—

(*a*) all persons exempted from any of the provisions of the Indian Arms Act, 1878, under Schedule I of the said rules with the exception of those persons exempted under items 1, 2, 3, 4, 9 and 10 of the table sub-joined to the said Schedule shall, within two months of the publication of this notification and thereafter within one month of the date on which any firearm registrable under this notification comes into their possession, register, stating in writing the particulars specified in the sub-joined Form, in the case of persons residing in the City of Bombay with the Commissioner of Police and in the case of persons residing elsewhere, with the District Magistrate of the District in which they reside, all firearms of which they may be possessed in virtue of such exemption ;

(*b*) the Commissioner of Police and all District Magistrates shall maintain in the sub-joined Form a register of all firearms registered under this notification.

Serial No.	Entry in the table sub-joined to Schedule I of the Indian Arms Rules, 1920.	Persons or classes of persons exempted.	Quantity of arms or ammunition to which exemption is restricted.
1	2	3	4
4	(*e*) ..	Persons holding certificates received on the occasion of the assumption of the title of Empress of India by Her late Majesty Queen Victoria.	Two firearms (guns or rifles) and 200 rounds of ammunition for each rifle at a time. No limit as regards arms (other than fire-arms) and ammunition for guns.
	(*f*) ..	Retired British and Indian Officers within the meaning of section 7 (1) and (2) of the Indian Army Act, 1911, in receipt, as such, of a pension.	Do.
	(*g*) ..	Landholders and members of a Municipal Board or a committee designated for exemption in any list issued in this behalf by the Government of Bombay.	Do.
	(*d*) ..	Persons holding swords or other arms received as gifts from the Governor General in Council or a local Government.	The arms received as gifts.
5	(12) ..	The Second and Third Class Sardars of the Deccan and Second Class Sardars of Gujarat and the Mehwasi Chieftains in the Bombay Presidency who were exempted under the Indian Arms Rules, 1909, and Meherban Fattesing Gumansing, the Chieftain of Chikali.	Two firearms (guns or rifles) and 200 rounds of ammunition for each rifle at a time; and also old family weapons not otherwise exempted under the rules which must be produced before the District Magistrate who will prepare a list of the same and furnish the Sardar or the Chieftain with a copy under his signature. No limit as regards arms (other than firearms) and ammunition for guns.

DECLARING THAT PERSONS EXEMPTED UNDER RULE 3 SHALL BE SUBJECT TO CERTAIN RESTRICTIONS

Notn. No. 343-Poll., H. D., Pol., 19th May 1921, B.G., 1921, Pt. I, p. 1313.

In exercise of the powers conferred on the local Government by entry (11-A) in the table to Schedule I appended to the Indian Arms Rules, 1920, the Governor in Council is pleased to declare that the persons

belonging to the classes specified in the third column of the table hereto appended shall, in respect of the arms which they can carry or possess within the limits of the Bombay Presidency in virtue of any exemption granted under rule 3 of the said rules and the said schedule, be subject to the restrictions specified in the fourth column of the said table :—

Serial No.	Entry in the table subjoined to schedule I of the Indian Arms Rules, 1920.	Persons exempted.	Quantity of arms or ammunition to which exemption is restricted.
1	2	3	4
1	(11-A) ..	All persons who before the first day of January 1920 had been admitted as members of the Distinguished Service Order, the Imperial Service Order, the Indian Order of Merit or the Order of British India, or had been awarded the Victoria Cross, the Military Cross, the Distinguished Flying Cross, the Distinguished Conduct Medal, the Distinguished Flying Medal, the Volunteer Decoration, the King's Police Medal, the Volunteer Long Service Medal or the Indian Distinguished Service Medal.	Two firearms (guns or rifles) and 200 rounds of ammunition for each rifle at a time. No limit as regards ammunition for guns, and arms other than firearms.

DIRECTING THAT CERTAIN ARMS AND OBSOLETE FIREARMS SHALL BE SUBJECT TO THE PROHIBITIONS AND DIRECTIONS INDICATED IN THE TABLE IN THE CASE OF SPECIFIED PERSONS WITHIN THE SPECIFIED AREAS

Notn. No. 7228, J. D., 2nd Aug. 1920, B.G., 1920, Pt. I, p. 2308, as amended by Notn. No. 697-Poll., H. D. (Political), 8th July 1921, and No. 1231-A, Poll., H. D. (Political), 29th Sept 1921.

In exercise of the powers conferred on the local Government by entry I in the table subjoined to Schedule II appended to the Indian Arms Rules, 1920, the Governor in Council is pleased to direct that the arms and obsolete firearms described in the third column of the table hereto appended shall, within the areas specified in the second column and in the case of persons or classes of persons specified or described in the fourth column, be subject to such prohibitions and directions contained in the Indian Arms Act, 1878, as are indicated in the fifth column.

TABLE.

Serial No.	Area.	Arms and obsolete firearms.	Persons or classes of persons.	Prohibitions and directions.
1	2	3	4	5
1	The whole of the Bombay Presidency.	All ..	All members of any tribe notified under section 3 of the Criminal Tribes Act, 1911.	All.
2	Do. ..	All arms except:— (*a*) Bows and arrows; (*b*) uniform swords and dirks manufactured in Europe of recognised military or official pattern when possessed by, or intended to be supplied to, persons entitled to wear them as part of their uniform; (*c*) swords imported for presentation as prizes for members of the regular or auxiliary force; (*d*) ornamental arms of an obsolete pattern possessing any antiquarian value, masonic swords and theatrical and fancy dress swords, provided that they are virtually useless for offensive and defensive purposes; (*e*) swords granted in Public Darbar under the orders of the Local Government or the Commissioner in Sind when carried by the persons to whom they have been presented; (*f*) all arms, including fire-arms, captured from enemies and kept as trophies by a regiment or military mess, so long as they are in the possession of such regiment or mess.	All ..	Those contained in section 13.
3	Do. ..	All swords except:— (*a*) swords granted in public Darbar under the orders of the Local	All ..	All.

Serial No.	Area.	Arms and obsolete firearms.	Persons or classes of persons.	Prohibitions and directions.
1	2	3	4	5
		Government or the Commissioner in Sind when carried by the persons to whom they have been presented ; (*b*) uniform swords manufactured in Europe of recognised military or official pattern when possessed by, or intended to be supplied to, persons entitled to wear them as part of their uniform ; (*c*) swords imported for presentation as prizes for members of the regular or auxiliary force ; (*d*) ornamental swords of an obsolete pattern possessing only antiquarian value, masonic swords and theatrical and fancy dress swords, provided that they are virtually useless for offensive and defensive purposes ; (*e*) swords captured from enemies and kept as trophies by a regiment or military mess, so long as they are in possession of such regiment or mess ; (*f*) swords which formed part of the equipment of Police officers of and above the ranks of sub-inspectors while in service who have retired on the full pension admissible to them under the Civil Service Regulations; "(*g*) *kirpans* not exceeding 9 inches in length carried by Sikhs."		
	Bombay City	Swordsticks, daggers, bayonets and kukries.	All	All

EXEMPTING LEADEN BULLETS AND BIRD SHOT FROM THE OPERATION OF ALL PROHIBITIONS AND DIRECTIONS CONTAINED IN THE ACT IN CERTAIN QUANTITIES

Notn. No. 5963, J. D., 30th June 1920, B.G., 1920, Pt. I, p. 2022.

In exercise of the powers conferred on the local Government by entries 4 and 6 in the table subjoined to Schedule II appended to the Indian Arms Rules, 1920, the Governor in Council is pleased to declare that leaden bullets and bird shot are exempted from the operation of all prohibitions and directions contained in the Indian Arms Act, 1878, in quantities not exceeding ½ cwt. in Aden and 1 cwt. in the rest of the Bombay Presidency.

EMPOWERING THE COMMISSIONER OF POLICE, BOMBAY, AND ALL DISTRICT MAGISTRATES IN THE BOMBAY PRESIDENCY TO CANCEL CONDITION 8 IN ALL LICENSES IN FORM XIII

Notn. No. 9794, J. D., 18th Oct. 1920 B.G., 1920, Pt. I. p. 2858.

In exercise of the powers conferred by condition 9 of the conditions specified on Form XIII in Schedule VII of the Indian Arms Rules, 1920, the Governor in Council is pleased to empower the Commissioner of Police, Bombay, and all District Magistrates in the Bombay Presidency to cancel condition 8 of the said conditions in all licenses granted in the said form to any member of the Auxiliary Force, India, or of the Indian Territorial Force.

ORDERS UNDER ACT XVI OF 1879

TRANSPORT OF SALT

EXEMPTING FROM THE OPERATION OF SECTION 2 OF THE ACT SALT NOT EXCEEDING HALF A BENGAL SEER CARRIED ON ANY VESSEL FOR CONSUMPTION BY HER CREW OR BY THE PASSENGERS ON BOARD

Notn. No. 66, R. D., 6th Jan. 1880 B.G., 1880, Pt. I, p. 37.

His Excellency the Governor in Council is pleased, under Section 3, Clause (*c*), of Act XVI of 1879, to exempt from the operation of Section 2 of the said Act such amount of salt not exceeding half a Bengal seer for each person on board as may be carried on any vessel for consumption by her crew or by the passengers on board.

APPOINTING CERTAIN OFFICERS TO ADJUDGE CONFISCATIONS

Notn. No. 11844, R. D., 3rd Oct. 1917. B.G., 1917, Pt. I, p. 2219.

In exercise of the powers conferred by section 6 of the Transport of Salt Act, 1879 (XVI of 1879), and in supersession of Government Notification in the Revenue Department No. 5408, dated the 28th July 1886, the Governor in Council is pleased to appoint the Collector of Customs, Bombay, the Deputy Commissioners of Salt and Excise, Northern, Central and Southern Divisions, and the Chief Collector of Customs in Sind within the local limits of their respective charges, to adjudge confiscations under section 6 of the said Act.